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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

IN RE FIREEYE, INC. SECURITIES
LITIGATION

MASTER FILE NO: 5:14-CV-05204 (EJD)

CLASS ACTION

**STIPULATION AND ~~PROPOSED~~
ORDER REGARDING DISMISSAL
OF ACTION**

1 WHEREAS, on November 14, 2016, the Court issued an Order Granting Defendants' Motion
2 to Dismiss and Denying Plaintiffs' Motion to Strike as Moot ("Order");

3 WHEREAS, within the Order, the Court provided Lead Plaintiffs State-Boston Retirement
4 System and Vijay Fadia ("Plaintiffs") 15 days to file an amended complaint;

5 WHEREAS, based upon the information presently available to Plaintiffs through their
6 investigation, Plaintiffs have elected not to file an amended complaint and not to pursue an appeal
7 related to the Court's Order;

8
9 WHEREAS, Plaintiffs and Defendants FireEye, Inc., David DeWalt, Kevin Mandia, and
10 Michael Sheridan ("Defendants") (collectively the "Parties") agree that no award of attorneys' fees or
11 costs shall be made to either of the Parties, and that no costs, sanctions, claims, or attorneys' fees
12 arising in or from this action will be pursued by either of the Parties; and

13
14 WHEREAS, the Parties agree that, at all times relevant to this action, the Parties and their
15 counsel complied with Rule 11 of the Federal Rules of Civil Procedure and all other rules and laws in
16 connection with this action.

17 NOW THEREFORE, THE PARTIES HAVE STIPULATED THAT, subject to these terms,
18 and the approval of the Court:

19 1. Plaintiffs' action, which was not certified as a class action, shall be dismissed with
20 prejudice with respect to Plaintiffs' claims;

21 2. The Parties shall bear their own fees and costs; and

22 3. No costs, sanctions, claims, or attorneys' fees arising in or from this action will be
23 pursued by either of the Parties.
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1 Dated: November 30, 2016

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13 *Attorneys for Lead Plaintiffs Vijay Fadia*
14 *& State-Boston Retirement System*

15 Dated: November 30, 2016

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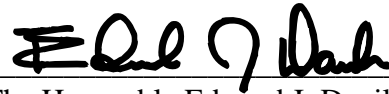
21 *Attorneys for Defendants FireEye, Inc.,*
22 *David G. DeWalt, Michael J. Sheridan, Ashar*
23 *Aziz, & Kevin Mandia*
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* * *

~~PROPOSED~~ ORDER

PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

Dated: 12/1, 2016



The Honorable Edward J. Davila
United States District Judge